

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA, ex rel.,	:	
J. WILLIAM BOOKWALTER, III, M.D.,	:	Civil Action No. 2:12-cv-00145
ROBERT J. SCLABASSI, M.D., and	:	
ANNA MITINA,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
UPMC; UNIVERSITY OF PITTSBURGH	:	
PHYSICIANS d/b/a UPP DEPARTMENT	:	
OF NEUROSURGERY,	:	
	:	
Defendants.	:	
	:	

**JOINT STIPULATION OF DISMISSAL**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and the *qui tam* provisions of the False Claims Act, 31 U.S.C. § 3730(b)(1), and the terms and conditions of their May 7, 2024 Settlement Agreement, the Relators J. William Bookwalter, III, M.D., Robert J. Sclabassi, M.D., and Anna Mitina, and Defendants the University of Pittsburgh Medical Center (“UPMC”) and the University of Pittsburgh Physicians (“UPP”) (collectively, the “Parties”), by and through their respective counsel, hereby agree and stipulate to the entry of an order (1) dismissing, with prejudice to the United States and Relators, all claims asserted for the Covered Conduct as defined in Paragraph C of the Settlement Agreement; and (2) dismissing, without prejudice to the United States and with prejudice to Relators, all other claims. The Parties will bear their own costs except as provided in the terms of their May 8, 2024 Attorneys’ Fees, Costs and Expenses Settlement Agreement.

The Parties respectfully request that the Court enter an order of dismissal in the form proposed herewith.

Respectfully submitted this 15th day of May 2024.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing Joint Stipulation of Dismissal and attached Proposed Order was filed and served on all counsel of record via the Court's electronic filing system.

/s/ Jennifer Verkamp

Jennifer Verkamp

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PHYSICIANS d/b/a UPP DEPARTMENT	:	
OF NEUROSURGERY,	:	
	:	
Defendants.	:	
	:	

**[PROPOSED] ORDER**

Upon consideration, and consistent with the Parties' Joint Stipulation of Dismissal under Federal Rule of Civil Procedure 41(a)(1)(A)(ii), IT IS HEREBY ORDERED that this action is dismissed with prejudice to the United States and Relators for the Covered Conduct as that term is defined in Paragraph C of the Parties' May 7, 2024 Settlement Agreement and with prejudice to Relators as to all other claims, with the Parties bearing their own costs except as provided in the terms of their May 8, 2024 Attorneys' Fees, Costs and Expenses Settlement Agreement. The Clerk is directed to close the file.

Dated this \_\_\_\_ day of \_\_\_\_\_ 2024.

BY THE COURT:

\_\_\_\_\_  
The Honorable Cathy Bissoon  
United States District Court Judge